

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director
Division of Water
Room W264
402 West Washington Street
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water
Room W264
402 West Washington Street
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-24129

Stream : Laughery Creek

Applicant : Dearborn County Department of Transportation
and Engineering
Michael Davis, Director
215-B West High Street
Lawrenceburg, IN 47025-1909

Description : The existing steel-truss bridge will be rehabilitated. The rehabilitation will consist of the following: removal and replacement of the timber deck, clean and paint the superstructure, repair the trusses, bearings, and eyebars, replace anchorages, rods and bracings, clear, grub, remove and dispose of all vegetation and debris and the addition of guardrails. Details of the project are contained in information received electronically at the Division of Water on January 08, 2007 and in plans and information received at the Division of Water on January 26, 2007.

Location : at the Bells Branch Road stream crossing
near Dillsboro, Caesar Creek Township, Dearborn County
SE¼, NE¼, SE¼, Section 9, T 4N, R 3W, Bear Branch Quadrangle
Quad Code: 3808581
UTM Coordinates: Downstream 4311300 North, 664775 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-24161

Stream : Summer Pecka Ditch

Applicant : Marathon Pipe Line LLC
Dave DiRe
539 South Main Street
Findlay, OH 45840-3295

Description : An approximate 20' area will be excavated by the open trench method to remove a portion of an existing (previously rerouted) 20" diameter pipeline from beneath the creek and through 0.045 acres of wetlands. The excavated materials will be temporarily stockpiled approximately 20' from the banks and then used to backfill to grade. Also proposed is a temporary access way for equipment. Details of the project are contained in information and plans received at the Division of Water on December 27, 2006.

Location : Approximately 800' east (downstream) of the County Road 725 stream crossing near Newburgh, Ohio Township, Warrick County
NE¼, SE¼, NE¼, Section 26, T 6S, R 9W, Newburgh, IN-KY Quadrangle
Quad Code: 3708784
UTM Coordinates: Downstream 4202675 North, 466700 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-24165

Stream : Clear Creek

Applicant : CSX Transportation
Paul J Kurzanski
500 Water Street J-275
Jacksonville, FL 32202-4423

Description : A 154' composite geomembrane liner will be installed along the creek bed of Clear Creek. An open cell concrete matting will be placed over the membrane. Details of the project are contained in information and plans received at the Division of Water on January 29, 2007.

Location : Approximately 45' north of the Country Club Road stream crossing, continuing for 154' north
near Bloomington, Bloomington Township, Monroe County
S½, SW¼, SW¼, Section 9, T 8N, R 1W, Bloomington Quadrangle
Quad Code: 3908625
UTM Coordinates: Downstream 4331977 North, 540325 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-24169

Stream : Harmony Creek

Applicant : Town of New Harmony
David Campbell
PO Box 340
New Harmony, IN 47631-0340

Description : Within a 420' section of the creek, two (2) eroded sections of the stream and channel banks will be regraded to control further erosion. The left and right bank areas will be protected by the placement of armor stone on bedding stone at a 2:1 slope. A minimum of 0.5' of bedding stone fill will be placed adjacent to soils. A subsequent 2' of INDOT Class 1 riprap will be placed. A 2.5' thick placement of INDOT Class 2 riprap will be used as the top layer in most areas. The channel area will be filled to the elevation of top of fill generally ranges from 356' upstream and adjacent to the right bank to 353' downstream and adjacent to the left bank. No excavation of the channel bed is anticipated. Approximately 0.5' of bedding stone mixture will be placed prior to fill with INDOT Class 2 riprap. Also, a 2,500' by 12' permanent access road will be constructed with a 10" layer of stone. Native prairie grasses will be planted in disturbed areas. Willow stakes will be planted along a 0.1 acre portion of the west end of the pond. Details of the project are contained in information and plans received at the Division of Water on January 30, 2007 and January 31, 2007.

Location : At the mouth of Gresham Creek (Harmony Creek) and continuing upstream approximately 420'
DOWNSTREAM: near New Harmony, Harmony Township, Posey County
W½, W½, Section 36, T 4S, R 14W, New Harmony, IN-IL Quadrangle
Quad Code: 3808728
UTM Coordinates: Downstream 4221225 North, 417804 East
UPSTREAM:
UTM Coordinates: Upstream 4221175 North, 417897 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-24170

Stream : Beaver Creek

Applicant : *Indiana Department of Transportation
Richard L Phillabaum
100 North Senate Avenue, Room N642
Indianapolis, IN 46204-2216

Description : The existing 31' x 9' x 7' reinforced concrete 3-sided structure will be replaced with a 78' x 16' x 10' precast reinforced concrete 3-sided structure with wingwalls. The concrete wingwalls will have 2:1 side slopes armored with riprap over geotextile fabric. The structure will be skewed 26 degrees. The existing structure will be completely removed. The approach roads will be elevated a maximum of 3.5' above existing grade. Approximately 1274' of roadway will be realigned. (Indiana Department of Transportation structure DES# 9903160). Details of the project are contained in information and plans received at the Division of Water on January 30, 2007.

Location : at the US Highway 51 stream crossing
near Huron, Halbert Township, Martin County
NE¼, SW¼, SE¼, Section 1, T 3N, R 3W, Huron Quadrangle
Quad Code: 3808666
UTM Coordinates: Downstream 4285425 North, 527050 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-24173

Stream : St. Joseph River

Applicant : Jeremy Ettline
12140 Jefferson Blvd
Mishawaka, IN 46545-7725

Description : An existing, wood seawall will be replaced with a new vinyl seawall along 90' to deter bank erosion. The new wall will be approximately 3.5' high, as measured from the riverbed, will have the same alignment as the existing wall, and will tie into existing seawalls located on adjacent properties located to the left. The piling will be driven approximately 3.5' into the riverbed and will be anchored with deadmen spaced at 8' intervals. Clean fill will be brought onsite to backfill the area landward of the new seawall. The fill will be leveled with the top of the wall at the river and will be tapered back to existing ground elevations within the project site. Details of the project are contained in information received electronically at the Division of Water on February 2, 2007.

Location : 12140 Jefferson Blvd, Mishawaka IN 46545, Lot 12 Ritcheys Riverside
near Mishawaka, Penn Township, St. Joseph County

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-24174

Stream : Ohio River

Applicant : Castaways Yacht Club and Cabana
Bedros g Sarian
814 hwy 156
florence, IN 47020-9719

Description : Approximately 70' of the Ohio River's eroded streambank will be stabilized with slag to protect the bank from further erosion. The slag will be keyed into the streambed at its base and will conform to the existing bank at the project limits. It will have a maximum height of 5', a maximum streamward projection of 30' beyond the existing bank, and 1:1 sideslopes. Details of the project are contained in information received electronically at the Division of Water on February 5, 2007.

Location : Mile Marker 529 on the Ohio River on the Indiana Side next to Turtle Creek 3 Mile
upriver from the Markland Dam
At Florence, York Township, Switzerland County

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

- Application # : FW-24177
- Stream : Ohio River
- Applicant : Abengoa Bioenergy of Indiana, LLC
Christopher Roach
1400 Elbridge Payne Road
Suite 212
Chesterfield, MO 63017-8520
- Description : Approximately 1500' of the unnamed channel will be realigned and diverted to follow West Franklin Road from North to South and along Darnell School Road from East to West. The new channel will be approximately 1800' long. It will be 9' -12' deep, with a 4'-6' bottom width and (2-3):1 sideslopes. A sediment trap will be constructed at the downstream end of the new channel. The trap will have dimensions appropriate for the anticipated flow, to be determined. The channel will be excavated "in the dry" and will not be connected to the existing channel until the excavation has been stabilized. Material excavated from the construction of the new channel will be stockpiled for later use as fill for the old channel. Additional fill material will be brought onsite from an outside source. Details of the project are contained in information received electronically at the Division of Water on February 6, 2007.
- Location : The project will be located on multiple contiguous parcels of land located near the interection of Darnell School Road and West Franklin Road, near West Franklin, IN. The property where the channel is located and the proposed channel is to be built is on a 51.3 acre parcel of land adjoining the road interection mentioned above in the Northwest corner. The property is currently owned by the James L Boerner Trust c/o CSB State Bank, from whom the petitioner has purchased a land purchase option.
At West Franklin, Marrs Township, Posey County
Section 14, T 7S, R 12W
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20652

Lake : Lake James

Applicant : Paul Deignan
2970 North Bayview Road
Angola, IN 46703-9013

Description : An existing 45' by 1250' channel will be dredged. Approximately 2.17' of accumulated muck and debris will be removed from the channel bed by dredging to a maximum depth of 5' below the lake's legal level at the center of the channel and sloping uniformly to a depth of 6" at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Details of the project are contained in information and plans received at the Division of Water on January 24, 2007.

Location : Lake James: Potawatomi Acres Subdivision 21 residencial properties plus Island Home on Lake James in this group which totals 22
near Angola, Jamestown Township, Steuben County
NE¼, NE¼, NE¼, Section 9, T 37N, R 13E, Angola West Quadrangle
Quad Code: 4108561
UTM Coordinates: Downstream 4616722 North, 664019 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20653

Lake : Jimmerson Lake

Applicant : Martin Maringer
9517 Sugar Mill Drive
Fort Wayne, IN 46835-9608

Description : A new concrete seawall will be constructed across the applicant's 81' frontage. The lakeward face of the wall will be located along the lake's legal/average normal shoreline. The existing glacial stone seawall will be removed. A 40' x 30' underwater beach will be constructed across 40' of the applicant's 81' frontage by placing a uniform 6" layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water on January 25, 2007

Location : Jimmerson Lake: 140 lane 205B Jimmerson Lake, angola, IN 46703 Residential Property with lake lot and back lot. Split level house with deck.
near Angola, Jamestown Township, Steuben County
NE¼, NE¼, SE¼, Section 31, T 38N, R 13E, Angola West Quadrangle
Quad Code: 4108561
UTM Coordinates: Downstream 4619063 North, 660769 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

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30 Day Public Notice Report

Application # : PL-20654

Lake : Golden Lake

Applicant : Mike and Therese Murphy
3842 South LaSalle Street
Indianapolis, IN 46237-1245

Description : A 25' x 30' underwater beach will be constructed across 30' of the applicant's 70' frontage by placing a uniform 6" layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water on January 26, 2007.

Location : 3160 South 390 West Golden Lake, underwater beach, Angola is the nearest city. Lake is in Steuben Township, in Steuben county along the Western shoreline of Golden Lake across 30' of frontage beginning at the northern property line. Mailing address is Pleasant Lake.
near Angola, Steuben Township, Steuben County
SW¼, NW¼, NW¼, Section 8, T 36N, R 13E, Ashley Quadrangle
Quad Code: 4108551
UTM Coordinates: Downstream 4607033 North, 661249 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20657

Lake : Sylvan Lake

Applicant : Tim Tippmann
6422 Union Chapel Road
Fort Wayne, IN 46845-9214

Description : A concrete seawall will be refaced with a layer of concrete across the applicant's 40' frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on January 29, 2007.

Location : Shoreline Sylvan Lake, Rome City, Indiana, Noble County, Orange Township.
Legal description: Northview 40 feet west side lot number 4 FRL DT OL A. 03A
North view Exit 20 feet eastside lot 34
near Rome City, Orange Township, Noble County
NW¼, SW¼, NW¼, Section 15, T 35N, R 10E, Kendallville Quadrangle
Quad Code: 4108543
UTM Coordinates: Downstream 4594682 North, 636430 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20659

Lake : Crooked Lake

Applicant : Mark Bulmahn
8630 North 400 West
Decatur, IN 46733-8891

Description : A new concrete seawall will be constructed across 75' of the applicant's 200' frontage. The lakeward face of the wall will be located along the lake's legal/average normal shoreline. A 20' x 32' underwater beach will be constructed across 32' of the applicant's 200' frontage by placing a uniform 6" layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water on January 29, 2007.

Location : Lots 2 and 3 of Diamond Cove. 20 Lane 305 A Crooked Lake.
near Angola, Pleasant Township, Steuben County
SW¼, NW¼, SW¼, Section 8, T 37N, R 13E, Angola West Quadrangle
Quad Code: 4108561
UTM Coordinates: Downstream 4615512 North, 660978 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20660

Lake : Koontz Lake

Applicant : Thomas Ejka
4340 Breezy Point Lane
Walkerton, IN 46574-9298

Description : An existing concrete seawall will be refaced across 36' frontage of the applicant on Koontz Lake to prevent deterioration. The refacing will consist of vinyl sheet piling anchored to deadmen 12' into the property. The refacing will have a maximum thickness of 6 inches. Details of the project are contained in information received electronically at the Division of Water on February 02, 2007.

Location : 4340 Breezy Point Lane; Breezy Point subdivision Lot #29

near Walkerton, Oregon Township, Starke County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20661

Lake : Koontz Lake

Applicant : Cathy Reynolds
10937 Barbs Way
Orland Park, IL 60467-8778

Description : A vinyl retaining wall will be constructed across 25' of the applicants footage along Koontz Lake to deter further yard erosion. The retaining wall will consist of vinyl sheet piling which will be driven into the yard a minimum of 1' landward of the lakes ordinary high water mark. The sheets will be anchored to deadmen 12' into the property. Details of the project are contained in information received electronically at the Division of Water on February 2, 2007.

Location : 11498 East South Avenue
near Walkerton, Oregon Township, Starke County
Section 12, T 34N

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20662

Lake : Koontz Lake

Applicant : Paul Kile
4368 Breezy Point Lane
Walkerton, IN 46574-9298

Description : An existing railroad tie seawall will be refaced across 60' of the applicant's frontage. The reface layer will consist of vinyl sheet piling installed a maximum of 6" lakeward of the toe of the existing seawall. Details of the project are contained in information received electronically at the Division of Water on February 2, 2007.

Location : 4368 Breezy Point Lane; Lots 32 and 33 of Breezy Point 2nd Addition
near Walkerton, Polk Township, Marshall County
SW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, Section 7, T 34N, R 1E, Walkerton Quadrangle
Quad Code: 4108644
UTM Coordinates: Downstream 4584737 North, 544798 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20663

Lake : Koontz Lake

Applicant : John Ullrich
4378 Breezy Point Lane
Walkerton, IN 46574-9298

Description : An existing concrete seawall will be refaced across 90' of the applicant's frontage. The reface layer will consist of vinyl sheet piling installed a maximum of 6" lakeward of the toe of the existing seawall. Details of the project are contained in information received electronically at the Division of Water on February 2, 2007.

Location : 4378 Breezy Point Lane; Lots 33&34 of Breezy Point 2nd addition
near Walkerton, Polk Township, Marshall County
SW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, Section 7, T 34N, R 1E, Walkerton Quadrangle
Quad Code: 4108644
UTM Coordinates: Downstream 4584722 North, 544779 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-20664

Lake : Crooked Lake

Applicant : David A Biasi
1703 Carolina Avenue
Whiting, IN 46394-1436

Description : A new concrete seawall will be constructed across 65' of the applicant's channel frontage. The lakeward face of the wall will be located along the lake's legal shoreline. The existing railroad tie seawall will be completely removed. Details of the project are contained in information and plans received at the Division of Water on February 02, 2007.

Location : 20 Lane 305 A; Lot 1 of Diamond Cove
near Angola, Pleasant Township, Steuben County
NW¼, SW¼, SW¼, Section 13, T 37N, R 13E, Angola West Quadrangle
Quad Code: 4108561
UTM Coordinates: Downstream 4615471 North, 660978 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20665

Lake : Little Barbee Lake

Applicant : Chesney Laymon
18 EMS B61C Lane
Warsaw, IN 46582-6656

Description : An existing channel will be dredged along 100 feet of shoreline to a maximum depth of 4 feet below the lake's legal level at the center of the channel. The excavated material will be transported to an upland containment area for dewatering and disposal. Details of the project are contained in information and plans received at the Division of Water on February 5, 2007.

Location : 193 EMS B61, Lot #12 in the plat of Kuhn's North Shore Park
near North Webster, Kosciusko County
Section 28, T 33N, R 7E, North Webster Quadrangle
Quad Code: 4108536

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11